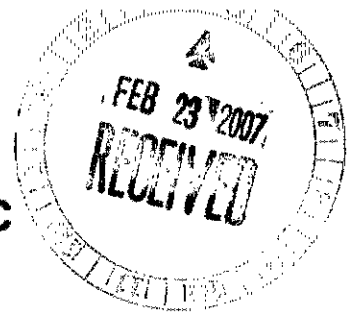


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SIDNEY L. STRICKLAND, JR.
SIDNEY.STRICKLAND@STRICKLANDPLLC.COM

February 23, 2007

218699

Honorable Vernon A. Williams
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001

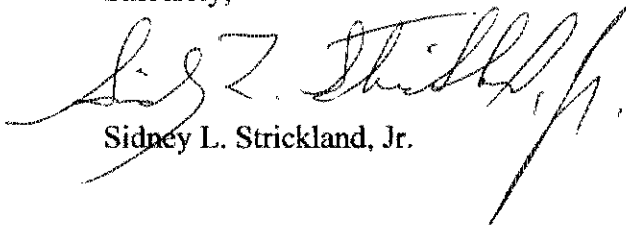
**Re: Surface Transportation Board Finance Docket No. 34998, BNSF Railway
Company—Temporary Detour Rights Exemption— Union Pacific Railroad
Company**

Dear Secretary Williams,

Enclosed please find the original and ten copies of the signatory page to Exhibit No. 2, Temporary Detour Rights Agreement, filed with the Verified Notice of Exemption on February 15, 2007, in the above proceeding.

Please acknowledge receipt of this material by date stamping the enclosed copy of this letter and returning it to me in the enclosed self-addressed stamped envelope.

Sincerely,



Sidney L. Strickland, Jr.

SLS/bbw
Encs.

cc: Mr. John Sims
Mr. Robert T. Opal

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Office of Proceedings
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Public Record

Any liability for loss, damage, injury or death which arises from the operation under this Agreement shall be assumed, settled and paid as provided by Exhibit "B", General Conditions, attached hereto.

Section 7. TERM AND TERMINATION.

Subject to the provisions of Section 7.2, 7.3 and 7.4 of Exhibit "B", this agreement shall become effective upon the date BNSF first commences operations over the Joint Trackage pursuant to this agreement, subsequent to having secured all necessary consent, approval or authority from appropriate governmental agencies upon terms and conditions satisfactory to BNSF, and shall remain in effect for the period of time specified in Section 2 hereof.

IN WITNESS WHEREOF, the parties hereto have executed this agreement in duplicate the day and year first above written.

BNSF RAILWAY COMPANY

By: Terrell D. Smith

Its: GST Central Region

UNION PACIFIC RAILROAD COMPANY

By: Jeffery T. Hinnell

Its: Director Jt. Facilities